

**List of remaining issues on Class VI specific crosswalk
April 13, 2012**

Director Requirements (requirements on the director not owner/operator):

- Part 124: Public Notification
 - Kevin, I believe you are drafting regulations based on “both” crosswalks.
 - New regulations- Administrative Agency Practice Act
- §144.12(b) – Commission (Director) prescribes such add'l requirements....
 - Kevin, I believe you said 43-05-01-11.3 addresses this. Please confirm citation.
- §144.52(a) – Commission (Director) shall establish conditions as required on a case-by-case basis under §144.36, §144.53(a), §144.54....etc
 - Kevin, I believe you said 43-05-0-10, Section 5 addresses this and that you included draft language in an email. Please confirm citation.
- §146.83(b) – Commission may require owner/operator of Class VI wells to identify and characterize additional zones that will impede vertical fluid movement.
 - Kevin, I believe you said 43-05-01-05, Section 1 b addresses this.
- §144.51(q)(2) – Commission must give written notice to owner/operator that a well lacks mechanical integrity
 - Kevin, I believe you said on today's (April 13) call, that you added this language. If so, please add a citation.

Other:

- §1444.51 (o) – There was a question about what was needed in ND's regulations.
 - Kevin, I believe you said 43-05-01-12 addresses this and that draft language was submitted in an e-mail. Please confirm citation.
- §146.82(a)(10) – proposed procedure to outline steps necessary to conduct injection operations.
 - Kevin, I believe you said 43-05-01-05, Section 1 b (8) addresses this and that draft language was submitted in an e-mail. Please confirm citation.
- §146.82(a)(20) – a list of contacts be submitted to the director
 - Kevin, I believe you said that you have added language that addresses this. Please provide the citation.
- §146.83(a) – Owners/operators must demonstrate to the Director ...
 - Kevin, I believe you said that you have added language to address this. Please provide the citation.
- §146.84(c)(1) – pressure front and PISC issues. (I believe we are okay on this point, just double checking.)
 - Kevin, I believe you said that you added language to address this. Please provide the citation.
- §146.85(a)(3) – Use of “endangerment” instead of “contamination”
 - Kevin, I believe you said 43-05-01-09.1, Section 1 c addresses this. Please confirm the citation.
- §146.89(f) – evaluating mechanical integrity
 - Kevin, I believe you said 43-05-01-11.1 addresses this. Please confirm the citation.

- §146.95(c) – Commission must give notice for waiver application; same as listed in Part 124
 - Kevin, I just wanted you to be aware that if a owner/operator applies for a waiver, then the public notification requirements in Part 124 apply.
- Notification of Tribal governments and other entireties including the state PWS director.
 - Kevin, you may have already addressed this. If so, please provide a citation.
- Casings Page A-72 of cross walks; “equivalent”
 - Kevin, I believe you made this change. Please confirm.
- Secondary confinement issue—I will check with GS team and explain/define this.
- Storage Reservoir
 - Kevin, I believe you said that you changed language in your regs to address our concerns. Please provide citation and send new language.